



Practitioner's Docket No. 6017.US.D1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Clark A. Briggs, Murali Gopalakrishnan, David G. McKenna, Lisa M. Monteggia, Jean-Marc Roch, James P. Sullivan, and Edward Touma

Application No.: 09/954,936
Filed: 09/18/2001

Group No.: 1647
Examiner: Stephan Gucker
Batch No.

For: Variant Human Alpha7 Acetylcholine Receptor Subunit, and Methods of Production and Use Thereof

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO REVIVE PATENT APPLICATION—FAILURE TO PAY ISSUE
FEE UNINTENTIONAL (37 C.F.R. §§ 1.137(b) AND 1.316)

1. Applicant hereby petitions for the revival of this application.
2. Nature of the Abandonment

The undersigned has reviewed his/her records and noted that the issue fee for this application was not timely paid.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

☒ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

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TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) _____ - _____.

Date:

11/16/03

11/12/2003 SLUANG2 00000002 010025 09954936

01 FC:1453

1330.00 DA

Signature

Wanda C. Smith

Wanda E. Smith

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

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OFFICE OF PETITIONS

3. Date of Filing of This Petition After Abandonment: November 6, 2003.

This petition is being filed within 1 month after the Issue Fee was due

4. The delay in payment of the issue fee was unintentional. The entire delay from the due date in paying the required issue fees until the filing of this petition was unintentional. 37 C.F.R. § 1.137(b)(3).
5. Payment of the issue fee (37 C.F.R. § 1.137(b)(1):

Payment of the issue fee is enclosed.

- | | | |
|--|--------------------------|------------|
| | Regular Patent Issue Fee | \$1,300.00 |
| | Publication Fee | \$ 300.00 |
| 6. Petition fee (35 U.S.C. § 41(a)(7) and 37 C.F.R. § 1.17(m)) | | |

Application status is:

Other than small entity--fee \$1,300.00

Petition Fee \$1,300.00

Total issue and petition fee to be paid \$2,900.00

7. Payment of total fee:

Authorization is hereby made to charge the amount of \$2,900.00 to Deposit Account No. 01-0025.

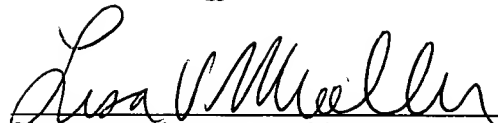
Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this petition is attached.

8. Terminal Disclaimer

This utility/plant application was filed on or after June 8, 1995 and no terminal disclaimer is required.

Date: November 6, 2003


Signature of person making statement that
abandonment was due to unintentional delay

Respectfully submitted,
C. A. Briggs, *et al.*,


23492

ABBOTT LABORATORIES

Telephone: (847) 935-7550
Facsimile: (847) 938-2623

Mimi C. Goller
Registration No. 39,046
Attorney for Applicants

Wood, Phillips, Katz, Mortimer & Clark
500 West Madison Street
Suite 3800
Chicago, IL 60662-2511
Phone: (312) 876-2109
Fax: (312) 876-2020



Lisa V. Mueller
Registration No. 38,978
Attorney for Applicants